

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK**

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In re:

MARTENSE NEW YORK, INC.,

*Debtor In Possession.*

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) Chapter 11  
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) Case No. 09-48910 (CEC)  
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**DECLARATION OF H. MICHAEL LYNCH IN SUPPORT OF NEW YORK  
COMMUNITY BANK'S OBJECTION TO DEBTOR'S  
APPLICATION TO APPROVE LEASE WITH BARRON RENTALS, INC.**

H. Michael Lynch, an attorney duly admitted to practice in the State of New York, hereby declares and states as follows:

1. I am the managing partner at Lynch & Associates, which maintains an office at 462 Seventh Avenue, 12th Floor, New York, New York 10018. I submit this declaration in support of *New York Community Bank's Objection To Debtor's Application To Approve Lease With Barron Rentals, Inc.*

2. I am fully familiar with the facts and circumstances set forth below and make the statements herein based upon my personal knowledge.

3. Attached hereto as Exhibit A is a true and correct copy of a printout, dated August 3, 2010, from the New York State Secretary of State website reflecting certain information concerning Barron Rentals, Inc.

4. As of the date hereof, the Offices of Lynch & Associates is handling the foreclosure proceedings in connection with each of the following 11 New York Community Bank loans. In each case Yehuda Nelkenbaum, or entities under his control, is the borrower.

<u>Loan No.</u>	<u>Borrower</u>	<u>Address</u>	<u>Org. Date</u>	<u>Principal Balance</u>
110585125	Martense New York Inc.	61 Martense St. Brooklyn , NY	2/17/2006	\$4,823,911.30
110589168	Jefferson Avenue Bricks Inc.	937 Jefferson Ave. Brooklyn , NY	8/21/2006	\$746,517.14
110590398	Franklin Tower Inc.	728 Franklin Ave. Brooklyn , NY	12/19/2006	\$1,198,805.39
110591404	New York Double Inc.	410 West 22 <sup>nd</sup> St. New York , NY	2/27/2007	\$3,997,110.53
110588061	Union Street Bricks Inc.	1045 Union St. Brooklyn , NY	7/6/2006	\$2,903,440.68
112595064	Union Street Bricks Inc. (2nd )	1045 Union St. Brooklyn , NY	10/2/2007	\$1,073,218.00
110587071	New Sterling Inc.	1338 Sterling Pl. Brooklyn , NY	5/10/2006	\$635,052.45
110589143	East Thirty Fifth Street Bricks, Inc.	1155 East 35th St. Brooklyn , NY	8/21/2006	\$2,850,966.96
110588053	Brooklyn Avenue Bricks Inc.	29 Brooklyn Ave. Brooklyn NY	6/30/2006	\$1,435,184.02
110584771	Flatlands One LLC.	3706 Flatlands Ave. Brooklyn NY	2/8/2006	\$684,701.01
110589150	Marion Street Bricks Inc.	<u>276 Marion St. Brooklyn NY</u>	<u>8/21/2006</u>	<u>\$777,786.40</u>
<b>Total</b>				<b>\$21,126,693.88</b>

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge

Executed on August 16, 2010

/s/ H. Michael Lynch  
H. Michael Lynch